#### <u>REMARKS</u>

## Status Summary

Claims 1-32 are pending in the present application, with claims 1, 9, 14, and 22 presented in independent form. Claims 9-21 are allowed. Claims 1-5, 8, 22-25, and 29-32 stand finally rejected. Claims 6, 7, and 26-28 are objected to as being dependent upon a rejected base claim. Claims 1-8 and 22-32 would be canceled by entry of this Amendment.

## Allowed Subject Matter

Claims 9-21 are allowed. By this Amendment, Applicant proposes the cancellation of claims 1-8 and 22-32. Claims 1-8 and 22-32 would be canceled without prejudice or disclaimer, and Applicant reserves the right to file claims directed to subject similar to the would-be canceled claims at a later date, should entry of this Amendment be granted. Entry of the Amendment would remove all issues currently pending for appeal and place the application in condition for allowance. Accordingly, entry of the amendment would be proper under 37 C.F.R. §§ 1.116 and 41.33(a).

#### **CONCLUSION**

In view of the above, it is respectfully submitted that entry of this Amendment would be proper and would place the present application in condition for allowance. Accordingly, Applicant respectfully requests entry of the Amendment and a notice to such effect at an early date. The Examiner is respectfully requested to telephone the undersigned patent attorney at the below-listed number if, after reviewing the above Remarks, the Examiner believes outstanding matters remain that may be resolved without the issuance of a subsequent Official Action.

Application No. 09/680,612 Paper filed May 30, 2006 Reply to Panel Decision mailed March 27, 2006

# **DEPOSIT ACCOUNT**

The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment, associated with the filing of this paper to Deposit Account No. 50-3512 (Scenera Research, LLC).

Respectfully submitted,

Date: May 30, 2006 By:

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